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 ShoreTel, Inc.; John W. Combs; Michael E. Healy;
 9 Edwin J. Basart; Mark F. Bregman; Gary J.
 Daichendt; Thomas Van Overbeek; Kenneth D.
 10 Denman; Charles D. Kissner; and Edward F.
 Thompson
 11

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION
 15

16 In re SHORETEL, INC.
 17 SECURITIES LITIGATION
 18
 19

Case No. C-08-00271-CRB

**STIPULATION AND ~~[PROPOSED]~~ ORDER
 FURTHER EXTENDING TIME FOR
 DEFENDANTS TO RESPOND TO SECOND
 AMENDED CONSOLIDATED CLASS
 ACTION COMPLAINT**

20 This Document Relates To:
 21 ALL ACTIONS.
 22

23 WHEREAS, on March 2, 2009, Plaintiffs Loren Swanson and Art Landesman
 24 (collectively, "Plaintiffs") filed their Second Amended Consolidated Class Action Complaint (the
 25 "SACC") against Defendants ShoreTel, Inc.; John W. Combs, Michael E. Healy, Edwin J. Basart,
 26 Mark Bregman, Gary J. Daichendt, Thomas Van Overbeek, Kenneth D. Denman, Charles D.
 27 Kissner, and Edward Thompson (the "ShoreTel Defendants"); and Lehman Brothers Inc. and J.P.
 28

1 Morgan Securities, Inc. (the “Underwriter Defendants”) (collectively, “Defendants”);

2 WHEREAS, this action is stayed as to Lehman Brothers Inc. as a result of its liquidation
3 under the Securities Investor Protection Act;

4 WHEREAS, Defendants filed a motion to dismiss and request for judicial notice on
5 June 1, 2009;

6 WHEREAS, Plaintiffs filed their opposition to Defendants’ motion to dismiss on June 25,
7 2009;

8 WHEREAS, pursuant to the remaining parties’ stipulation, approved by this Court on
9 June 15, 2009, Defendants’ current deadline for filing their reply brief is July 17, 2009 and a
10 hearing is set for July 31, 2009 at 10:00 a.m.

11 WHEREAS, the Shoretel Defendants requested and the parties have discussed and agreed
12 to extend Defendants’ deadline for filing their reply brief by one week to July 24, 2009;

13 WHEREAS, the hearing on Defendants’ motion to dismiss is currently set for July 31,
14 2009 at 10:00 a.m. and the parties do not wish to reschedule the hearing;

15 ACCORDINGLY, the parties, by and through their counsel of record, hereby stipulate
16 that the new deadline for Defendants to file their reply brief is July 24, 2009. The hearing date
17 will remain July 31, 2009 at 10:00 a.m.

18 IT IS SO STIPULATED.
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1 Dated: July 9, 2009

FENWICK & WEST LLP

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3 By: /s/ Catherine D. Kevane
4 Catherine D. Kevane

5 Attorneys for Defendants
6 ShoreTel, Inc.; John W. Combs; Michael E.
7 Healy; Edwin J. Basart; Mark F. Bregman;
8 Gary J. Daichendt; Thomas Van Overbeek;
9 Kenneth D. Denman; Charles D. Kissner; and
10 Edward F. Thompson

11 Dated: July 9, 2009

BINGHAM MCCUTCHEN LLP

12 By: /s/ John D. Pernick
13 John D. Pernick

14 Attorneys for Defendant
15 J.P. Morgan Securities Inc.

16 Dated: July 9, 2009

HAGENS BERMAN SOBOL SHAPIRO LLP

17 By: /s/ Peter E. Borkon
18 Peter E. Borkon

19 Attorneys for Lead Plaintiffs and the Class

20 **PROPOSED ORDER**

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22
23 Dated: July 09, 2009

24 By: The Honorable Charles R. Breyer
25 United States District Judge

